

1 ROBERT C. BORRIS JR., ESQ. #85415  
2 21550 Foothill Blvd  
3 Hayward, CA 94541  
4 (510) 581 7111 Fax 582 6729  
5 rborrisjr@aol.com

6 Attorney for Debtors  
7

8 UNITED STATES BANKRUPTCY COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 In re ) Chapter 11 N0 11-42980  
11 )  
12 Garrett Yance Riller Sr. & Angela ) STATUS CONFERENCE  
13 Davette Riller ) STATEMENT  
14 Debtors )  
15 ) **April 26, 2011 @ 1:30 PM**  
16 ) **Department 201**  
17 ) **Judge Roger Efremsky**

18 Debtors present the following Status Conference Statement:

19 1. Debtors filed this case under chapter 11 on March 19, 2011 in order to stave off  
20 a foreclosure on their residence in Dublin, California. The Debtors own three (3)  
21 properties and because of Bankruptcy Code Section 109(e) secured creditor thresholds  
22 could not file a chapter 13.  
23

24 2. The Debtors operate a business, a board and care facility known as “God Sent  
25 Care Center”. As such an Ombudsman may have to be appointed as a liaison for the  
26 Court. The board and care facilities are operated out of the Debtors’ two real properties  
27  
28

1 in Dublin, California, 7628 Ironwood Drive and 7769 Starwood Drive. Each facility has  
2 lawful capacity for 6 patients (total of 12) which in the past generated approximately  
3 \$30,000 per month. However, over the past three years the client base has diminished  
4 considerably as a result of the Great Recession leaving the Debtors often doing hospice  
5 care only with the attendant turnover. At the present time there is one (1) full time  
6 patient and one (1) hospice patient.  
7

8  
9  
10 3. July 11, 2011 is the bar date for filing of claims. Of note is that fact that the  
11 Debtors have very little unsecured debt.  
12

13 4. The section 341 hearing was conducted without any creditor attendance. The  
14 parties have opened the DIP account and closed all of their pre petition accounts.  
15

16 5. The Debtors have provided the US Trustee with all documents required of them  
17 pursuant to the IDI notice.  
18

19 6. There are no cash collateral issues in this case as the Debtors are paying the  
20 rents directly to the holders of the first deeds of trust. No creditor has filed a Notice re:  
21 Security Interest in Rents & Profits.  
22

23 7. The Debtors intend to modify the loan secured by first deed of trust on their  
24 home and maintain as current the loans secured by first trust deeds on the other  
25 properties. There is one note secured by second deed of trust upon the Debtors' residence  
26 which the Debtors will seek to avoid, namely Franklin Credit.  
27  
28

1           8. Ms. Riller is a registered nurse and is working medium time with gross monthly  
2 income of \$5,000.00 from Valley Healthcare Hospital in Pleasanton, CA. Mr. Riller runs  
3 the facilities when she is not present.  
4

5           9. The Debtors would request that the Status Conference be continued 90 days at  
6 which time a deadline for Disclosure Statement could be made.  
7

8 April 19, 2011  
9

10                           s/s Robert C. Borris Jr., Esq.  
11                           Attorney for Debtors  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Court Service List

Matthew Kretzer, Esq.

Office of the US Trustee

1301 Clay Street 690N

Oakland CA 94612

# Office of the U.S. Trustee/Oak

USTPRegion17.OA.ECF@usdoj.gov, ltroxas@hotmail.com